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6 UNITED STATES DISTRICT COURT  
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11 DISTRICT OF NEVADA  
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15 CARL E. DUNCAN, ) Case No.: 3:17-CV-00460-RCJ-WGC  
16 vs. )  
17 Plaintiff, ) ORDER ADOPTING AND ACCEPTING  
18 ) REPORT AND RECOMMENDATION OF  
19 ) UNITED STATES MAGISTRATE JUDGE  
20 ) (ECF NO. 75)  
21 RAMON OLIVAS, *et al.*, )  
22 Defendants. )  
23 )  
24 )  
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27 )  
28 )

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Before the Court is the Report and Recommendation of United States Magistrate Judge William G. Cobb (ECF No. 75<sup>1</sup>) entered on June 8, 2020, recommending that the Court grant and deny in part Defendants' Motion For Summary Judgment (ECF No. 55, 55-1 to 55-8, 57-1 to 57-5, errata to declarations at ECF Nos. 60-1 to 60-4). No objection to the Report and Recommendation has been filed.

This action was referred to Magistrate Judge Cobb under 28 U.S.C. § 636(b)(1)(B) and Local Rule IB 1-4 of the Rules of Practice of the United States District Court for the District of Nevada.

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<sup>1</sup> Refers to Court's docket number.

1           The Court has considered the pleadings and memoranda of the parties and other relevant  
2 matters of record pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule IB 3-2.  
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4           **IT IS HEREBY ORDERED** that Magistrate Judge Cobb's Report and Recommendation  
5 (ECF No. 75) is **ADOPTED and ACCEPTED**.  
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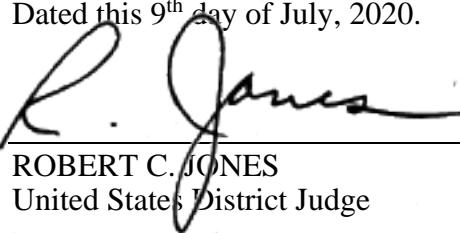
7           **IT IS FURTHER ORDERED** that Defendants' Motion For Summary Judgment (ECF  
8 No. 55, 55-1 to 55-8, 57-1 to 57-5, errata to declarations at ECF Nos. 60-1 to 60-4) is  
9 **GRANTED IN PART AND DENIED IN PART** as follows:  
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11           **IT IS FURTHER ORDERED** that Defendants' Motion for Summary Judgment (ECF  
12 No. 55, 55-1 to 55-8, 57-1 to 57-5, errata to declarations at ECF Nos. 60-1 to 60-4) is **DENIED**  
13 as to the retaliation claim against BENNETT regarding the food; and **GRANTED** as to the other  
14 claims and Defendants for the reasons set forth in the Report and Recommendation (ECF No.  
15 75).  
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17           **IT IS FURTHER ORDERED** that the Clerk of the Court shall enter judgment  
18 accordingly.  
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20           **IT IS SO ORDERED.**  
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22           Dated this 9<sup>th</sup> day of July, 2020.  
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24             
25           ROBERT C. JONES  
26           United States District Judge  
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